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- * ADMITTED IN NEW JERSEY
- * ADMITTED IN NEW YORK
- * ALL ADMITTED IN PENNSYLVANIA

November 7, 1990

RE: Blosenski Landfill, a/k/a Route 140 Site,
West Cain Township, Chester County, PA

Clay Monroe, Esquire (3RC22)
Assistant Regional Counsel
EPA Region III
841 Chestnut Street
Philadelphia, PA 19106

HAND DELIVERED

Dear Clay:

This will serve to respond to your recent oral request that Budd provide you with information concerning the chemical composition of its waste disposed of at the Blosenski Site, and the nature of the waste contained in the drums reflected in DER's photographs taken in approximately 1978. As we discussed, other than the purchasing documents reflecting pick up of generic waste materials (e.g., trash, drums of contaminated paint, contaminated liquids and paint) by Blosenski Disposal Company, which were contained in Budd's response to EPA's 104(e) request dated January 17, 1985, Budd has no specific information concerning the nature of the waste picked up by Blosenski Disposal. Budd conducted no tests or analyses of waste picked up by Blosenski Disposal.

We also note that Budd believed that its drummed waste was disposed of or treated elsewhere. By letter dated April 13, 1984 Blosenski informed Budd that their trash was disposed at Lanchester. (ex. 13, 10/27/87 deposition of Blosenski). Also, by letter dated August 25, 1980, Blosenski informed Budd that all normal trash that he picked up from The Budd Company Trailer Division Eagle Plant went to the Lanchester Landfill and all containers or drums were taken to Delaware Container at Coatesville, PA and disposed by that company.

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All barrels containing old paint or the normal empty barrels, were segregated and hauled away as a separate contract for which Budd paid a premium. (see letter dated 9/6/78 from A. Ambrosch at Budd to Wayne Lynn at PA DER, ex. 11, 10/27/87 deposition of Blossenski and Budd 104(e) response- purchase documents).

The depositions of Blossenski also do not indicate that any Budd wastes ever ended up at the site. As you may recall, Joseph Blossenski testified in his deposition in Bardsley v. Blossenski, dated October 27, 1987, that Budd waste could not have gone to the site, "[a]ccording to this letter, it couldn't have went to the landfill." (p. 95). Blossenski could only speculate about the possibility that he may have hauled some of Budd's materials to the site, if it was prior to the site closing. Q. "When you picked up materials from [Johnson, Sartomer, Liquid Nitrogen Processing and Budd], was the Blossenski landfill one of the sites you took their materials?" "If it was prior to closing, it is possible we did, yes." (p. 106). In his deposition dated December 10, 1987, in Bardsley, Blossenski does not state that any of the materials picked up by Budd ever ended up at the site. In Blossenski's deposition taken by the EPA on September 9, 1987, he was asked whether drums of waste from Budd were ever taken to the site in a full condition and later opened at the site, and he replied "It's possible." However, when asked if he had any specific recollection about any such instances, Blossenski replied "I don't personally, but it is possible." (p. 66-7).

In all his depositions, Mr. Blossenski never has been able to specifically recall that Budd waste ended up at the site. The closest he comes is speculation. As a result, Budd is unable to provide any information about any waste that may have ended up at the site; however, we are providing information about the possible waste stream at the Trailer Division.

Thus, per your request, this letter will outline various characteristics of the possible materials used by Budd at its Trailer Division.

After lengthy discussions with Budd employees (in 1985, before the plant closed) and searches of files, the best that we can do, at this point, is to provide you with information which we have in our files with respect to chemical products that were purchased at the Trailer Division of The Budd Company. The following list of products was prepared by Charles Moulden from The Budd Company and includes volumes purchased in the years listed; we have no earlier information. The products are listed as follows:

Methylene Chloride

1976	1155 GAL
1977	1100 GAL
1978	9100 GAL

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1979	1210 GAL
1980	2750 GAL

Dubois - Peel Filmite (solid)

1976	3895 GAL
1977	3710 GAL
1978	5300 GAL
1979	2650 GAL
1980	0

Methyl Ethyl Keytone (cleaning agent)

1979	55 GAL
1980	110 GAL

B&B 162E Solvent

1977	110 GAL
1978	30 GAL
1979	50 GAL
1980	50 GAL

Berlin Perma Mold 1-27

1976	130 GAL
1977	90 GAL
1978	90 GAL
1979	140 GAL
1980	210 GAL

Dubois DYNA - Brite (trailer brightener)

1976	212 GAL
1977	53 GAL

CRC Zinc Renew 12-02 Spray Cans - 12 cans/case

1977	115	Cases
1978	62	Cases
1979	90	Cases
1980	214	Cases

Tectyl 127 CG Alum

1976	5445 GAL
1977	16618 GAL
1978	770 GAL
1980	4620 GAL

Tectyl 127 B Alum

1975	1595 GAL
1976	1595 GAL
1977	440 GAL

Tectyl 127B Black

1975	1880 GAL
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1976	8330 GAL
1977	12038 GAL
1978	10166 GAL
1979	23166 GAL

Zinc Chromite Primer - Sentry X251 - YL

1975	550 GAL
1976	163 GAL
1977	110 GAL

Rustoleum Red #1210TN

1980	60 GAL
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Heurpel Galocsil #1581

1980	735 GAL
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Dupont 93-24067 Enamel

1976	65 GAL
1977	95 GAL
1978	5 GAL
1979	55 GAL
1980	110 GAL

Desota 576A039 Maislin Blue

1976	550 GAL
1977	950 GAL
1979	1485 GAL

Sentry Alum. Enamel # 4425

1977	1485 GAL
1978	880 GAL
1979	8490 GAL
1980	6435 GAL

Strathmore Prod. Acrylic X10467 (W32-0008)

1978	125 GAL
1979	25 GAL
1980	110 GAL

Sentry Black X5159

1980	440 GAL
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Tectyl #127CGW Alum

1975	495 GAL
1976	1430 GAL
1977	495 GAL
1978	7598 GAL
1979	1980 GAL
1980	0

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Copper 8 Quinolinate (several sources)
1980 440 GAL

Sentry Red Enamel #4134
1975 250 GAL
1976 850 GAL
1977 150 GAL
1978 1610 GAL
1979 550 GAL
1980 550 GAL

Dupont Omaha Orange #93-082H
1980 110 GAL

Sentry White #5136
1975 950 GAL
1976 400 GAL
1977 250 GAL
1978 165 GAL
1979 550 GAL
1980 110 GAL

Sentry Grey #4810
1976 2860 GAL
1977 1320 GAL
1980 750 GAL

Toluene (used as a paint thinner)
1975 500 GAL
1976 3200 GAL
1977 6600 GAL
1978 3300 GAL
1979 5500 GAL
1980 2550 GAL

90 WT Gear Oil (Arco, Sunoco)
1975 220 GAL
1976 1550 GAL
1977 3100 GAL
1978 2000 GAL
1979 2000 GAL

Deoxidine #624 (Amchem)
1977 238 GAL
1978 156 GAL
1979 104 GAL
1980 156 GAL

Dubois ILC - 11- LT
1975 1650 GAL

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1976	6500 GAL
1977	5500 GAL
1978	7700 GAL
1979	2475 GAL
1980	550 GAL

Cellosolve Solvent

1975	110 GAL
1977	55 GAL
1978	110 GAL

An inter office memo dated August 25, 1981 from A.J. Casamassa to J.E. Trego at Budd, enclosed for your information, listed the following materials that were used at the Budd Trailer Division plant:

- liquid paint;
- isocyanate (Foam Material A);
- resin (foam material B);
- toluene or other solvents;
- deoxidine;
- oil;
- methylene chloride;
- mixture of methylene chloride, isocyanate and resin;
- DOP.

A letter dated August 12, 1980 from Budd to C. Moore, enclosed for your information, indicates yearly amounts, for an unspecified year, used at the Budd Trailer Division for the following substances:

- toluene: 6000 gallons;
- freon: 100,000 lbs
- paint: 34,000 gallons
- isocyanate resin: 740,000 lbs;
- methylene chloride: 1200 gallons;
- DOP: 55 gallons

Please note that the above letter and memorandum were prepared long after investigations have shown that the landfill was closed. Further, even if the landfill was still open at the time the above letter and memorandum were prepared, Budd cannot say whether any of the materials indicated therein ever ended up at the site.

It must be emphasized that Budd's Trailer Division Plant practice was to use up the raw materials purchased to the extent possible. Thus, Budd cannot say which of the above products, if any, were picked up by Mr. Blossenski. I have provided all MSDS and product information sheets that Budd had for the substances on the above list.

Based upon my notes and our recent conversation regarding the

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photographs of alleged Budd drums at the site, we have tried to find information on "Tectyl" and, specifically, "Tectyl Tri-X." I enclose all product information sheets for various "Tectyl" products; however, we have no information on a product called "Tectyl Tri-X." Moreover, we believe that the drums photographed by the DER in 1978 were removed from the site. According to the RI/FS, during the winter of 1982, 50-60 drums were removed from the site. DER records appear to suggest that this drum removal contained the alleged Budd drums that were allegedly photographed at the site. Also, the drums have not been more recently observed at the site.

Currently, we are in the process of trying to obtain MSDS sheets for the "Tectyl" products from the manufacturer, Ashland. The manufacturer has been uncooperative with our efforts due to the fact that an attorney, rather than a company, was asking for the MSDSs. Our client has contacted the manufacturer, Ashland, directly and Ashland has promised to send our client MSDS sheets for various Tectyl products within a week. We will forward the additional MSDS sheets to you when received.

I look forward to discussing this with you in the future.

Very truly yours,

KELLY, McLAUGHLIN & FOSTER

151 Jennifer Berke

BY: Jennifer Berke

JB/mr
cc: Richard O. Lemke

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